

1 **Sean E. Brearcliffe, Judge**
2 **Dean Christoffel, Commissioner**
3 **T. Kenneth Sanders, Commissioner**
4 **Lee Roads, Hearing Officer**
5 **ARIZONA SUPERIOR COURT**
6 **IN PIMA COUNTY**
7 **110 W. Congress St.**
8 **Tucson, Arizona 85701**
9 **(520) 724-3029**

10 **THE SUPREME COURT OF THE STATE OF ARIZONA**

11
12 **PETITION TO AMEND RULE 74,**
13 **ARIZONA RULES OF FAMILY**
14 **LAW PROCEDURE**

15
16 } **Supreme Court No. R-13-0058**
17 } **COMMENT IN SUPPORT OF**
18 } **PETITION**

19 The undersigned judicial officers serve on the Family Law Bench of the
20 Arizona Superior Court in Pima County. Pursuant to Rule 28(D), Rules of the
21 Supreme Court of Arizona, we submit this Comment in support of the Petition to
22 amend Rule 74, Arizona Rules of Family Law Procedure. The undersigned
23 support the proposed amendment. However, both in the proposed amendment
24 language, and elsewhere in Rule 74, the term “custody” rather than the term “legal
25 decision-making” continues to be used. It makes sense, while making the change
26 sought by this Petition, to make additional corrective changes to Rule 74.
27
28

1 The undersigned urge the Court to adopt the proposed amendment but only
2 once the term “custody” in the proposed amendment is replaced with “legal
3 decision-making,” and to further replace the term “custody” in Rule 74(A) with
4 “legal decision-making.”
5

6
7 Respectfully submitted this 20th day of May, 2014.

8 /s Sean E. Brearcliffe

/s Dean C. Christoffel

9
10 Sean E. Brearcliffe, Judge
11 Arizona Superior Court in
12 Pima County

Dean C. Christoffel, Commissioner
Arizona Superior Court in
Pima County

13 /s T. Kenneth Sanders

/s Lee Ann Roads

14 T. Kenneth Sanders, Commissioner
15 Arizona Superior Court in
16 Pima County

Lee Ann Roads, Hearing Officer
Arizona Superior Court in
Pima County

17 Electronic copy filed with the Clerk
18 of the Supreme Court of Arizona
19 this 20th day of May, 2014.

20 Copy of the foregoing sent by
21 Electronic mail this 20th day
22 of May, 2014, to:

23 John A. Furlong, Esq.
24 General Counsel
25 STATE BAR OF ARIZONA
26 4201 N. 24th St., Suite 100
27 Phoenix, Arizona 85016-6266
John.furlong@staff.azbar.org

28 R:\SEB Projects\ARFLP Rules Cmte\Comment R-13-0058.doc